

## MINUTES OF A REGULAR MEETING

### BROOKLYN CITY COUNCIL

**March 14, 2011**

**7:00 p.m.**

President Pucci: "Mary-Jo, will you please call the roll?"

Clerk Banish: "John Patta."

"Colleen Gallagher."

"Joe Magrey, again is absent."

Councilman Patta: "Here."

Councilwoman Gallagher: "Here."

President Pucci: "Yes, Mr. Magrey had an emergency at work, so he's excused from the Council meeting this evening."

Clerk Banish: "Kevin Tanski."

"Tom Murphy."

"Tony DeMarco."

Councilman Tanski: "Here."

Councilman Murphy: "Here."

Councilman DeMarco: "Here."

President Pucci: "Next we'll have the reading of the Agenda: Public session; reports of committees, commissions and boards; Council reports; Mayor's report; directors' reports; public participation for items on the agenda only; Resolution 2011-3, Objecting to Senate Bill 5, which would eliminate collective bargaining for state employees, and reform collective bargaining rules for local government employees; Ordinance 2011-10, Establishing Parma Heights community partner rates at the John M. Coyne Recreation Center and Natatorium; Ordinance 2011-11, Annual appropriations ordinance; Ordinance 2011-15, Amending Section 1 of Ordinance 2010-10, Establishing the registration fee for the baseball program within the Brooklyn Recreation Department; Ordinance 2011-16, Establishing the Federal Drug Forfeiture Fund; Ordinance 2011-17, Providing for the issuance and sale of \$1,676,000 notes; Ordinance 2011-18, Authorizing the Mayor to enter into a service agreement renewal with Bailey Communications, Inc. to provide maintenance of network, software support, and other related services for the City of Brooklyn; other matters that may come before Council; and adjournment. Next we'll have the public session. If anyone has anything to say for the good and welfare of the City of Brooklyn, please step forward to the podium, state your name and address for the record, and please recognize our five minute time limit."

**Barbara Paulitzky:** "Good evening, my name is Barbara Paulitzky. I live at 4795 Tiedeman Road. I'd like to thank Governor John Kasich for his efforts to keep American Greeting in Ohio. On March 7, 2011 he presented a package on site to executives of the company. Mayor Richard Balbier was not invited to the event, but said he wished they would stay. That's a good wish Mayor, but I'd prefer action. On December 19, 2010 Tom Beres of WKYC Channel 3 News interviewed Governor-Elect John Kasich after he had a meeting with American Greeting. Mr. Beres asked him, what is your feeling from the exchange, would they stay here if it made sense? The answer, from Governor-Elect, you can hear it for yourself if you go to wkyc.com and enter number 164371 in the upper right hand search box, click on the video to hear it. It's on the four minute mark on that video of 10 minutes. The quote was this, 'Look, they told me what they needed that would allow them to do well, and I told them I believe we could deliver it. I shook hands with the chairman, and if we can deliver this, I think we will be okay. Nobody wants to leave. Let me tell you what one of the tragedies is. This community of Brooklyn that thumbed their nose at American Greeting and raised their taxes and slammed the door in American Greetings faces is like the dumbest thing I've ever heard. What were these people up there thinking? I mean, you think you can jerk some company around and drive up their taxes and kill their bottom line and they're going to sit there and take it? You know, this is a lesson that our communities in this state had better learn, and Brooklyn made a huge mistake, and it's outrageous. And the people who made the decision, the voters, ought to be able to have something to say about it.' End of quote. Now it's me talking. Several times since American Greeting has talked about leaving, I have asked you to take action to repeal this tax. If we wait to see what American Greeting does it will be too late. They need to know now that this whole community wants them to stay. I got the feeling that I was thought of by this ruling body as that senior citizen who just doesn't understand finances. But now the Governor of our state, who I understand has a business background in finance, is saying the same thing. Could he perhaps be wrong? At the last City Council meeting I asked the Mayor and Council to consider putting this issue back on the ballot so voters could make an informed choice, now that they know the problems this tax has created. The Governor has suggested that we have that right. When this tax was proposed, City Council consisted of Council President Richard Balbier, and in order from left to right, Joe Magrey, Scott Claussen, Greg Frey, Craig Patton, Kathy Pucci, and Colleen Gallagher. I'd like those members still on Council to tell us if you were against it or for us at the time. Of course you could choose not to answer

that question at all; however, the following question deserves an answer. Will you put the tax issue back on the ballot so that voters can decide? I asked for an answer two weeks ago, and have brought the subject up many times in the past. Governor Kasich was in the office for two months and a week when he was able to get a commitment out of American Greeting. And he has the whole state to worry about. Surely you can say yes or no to this question tonight. Thank you."

**Tom Adamski:** "Tom Adamski, 9625 Melody Lane. Mayor Balbier, you have mentioned about implementing a reverse 911, which I think is an excellent idea, especially advising a mass of residents about the nature of alerts. I'd like to know if you can at least give a little update on it on the possibility of it being implemented. Councilman DeMarco, a few meetings ago Councilwoman Gallagher had requested you to possibly have a Safety meeting. In the past that I've attended these meetings, I've always found it very knowledgeable. And as a block watch captain in my area, I'm certain that myself and others, we would like to know what information that Councilwoman Gallagher would present at this meeting. I'd like to know if you have a future date in mind. Thank you."

President Pucci: "Does anyone else have anything to say for the good and welfare of Brooklyn? Mr. Pacek."

**John Pacek:** "My name is John Pacek, I live at 4758 Roadan. In the past the route Brooklyn used to attract industry and business was low, low, low taxes. The route of industry and businesses from Brooklyn is high, high, higher taxes. This is the fourth year in a row Brooklyn Schools has a tax levy on the ballot for the August election. When American Greeting leaves it will be the fifth year that they'll put a levy on for the schools, the following year the sixth, the seven... Is it ever going to end? Now we hear about a going green, and I don't mean St. Patrick's Day either. Go green, open the windows in homes and buildings. On your electric bill you now pay approximately seven cents a kilowatt hour. Out west, where they use solar energy, wind energy and use gas instead of coal to make steam to drive generators, they pay 16-28 cents a kilowatt hour. Burning a 100 watt light bulb 10 hours is one kilowatt hour. Be prepared to pay two to three times your electric bill. Go green folks. The depression we're in now won't end until we benefit from industrial robots. Right now robots are replacing people. They can work 24 hours a day, seven days a week, 365 days a year. They don't need medical stations, food, services, toilet facilities or a supervisor. They can work in the dark. They don't pay taxes of federal, state, local, social security, union dues, any of them. We need to benefit from robots, not be replaced by them. Definition of the word union. A group of people working for a common cause. Definition of the word right. Right is what benefits the majority. We start Council meeting pledging allegiance to the United States and Washington, D.C., yet many people support financially the land of the rising sun, Tokyo, Japan, or the land of the morning calm, South Korea. Their car advertisements say made in the U.S.A. They use robots, not people, to make perfect cars. People get sick, ache, don't always do perfect work; but they do purchase vehicles and other products to keep the economy going. In conclusion, so your family can be employed, buy America name products. President Obama about a month ago came to Cleveland for three or four hours, and the following day the Plain Dealer had an article on saying that the President said increased technology, 100 people doing the work of 1,000 people at some times, or even 10 people learning the work of 1,000 people. This is in the front page of the Plain Dealer, you might have read it, and this is what robots are doing. We're to benefit from this technology, not being replaced by it. Thank you."

**Mary Lee Bowen:** "Good evening everyone. My name's Mary Lee Bowen, I live at 4783 Tiedeman Road. I am continuing to campaign for Save Our Brooklyn, which I started over two years ago, because I have found resistance with the powers that be to embrace any change or improvement in the way Brooklyn continues to do business. In my opinion, Brooklyn desperately needs productive and meaningful change, and we need it now. It's obvious to me, and certainly to many of you, that Brooklyn powers that be would rather serve their own interest and their own political agendas than to serve us, the voters of this city. If we want to protect the future of our city, we must get vocal about the following. Which means that during this period of the city's Charter review, we must make our demands known. If we don't, I can assure you, that Brooklyn powers that be will continue to run the city in business as usual style, which as we all know is not working. Brooklyn voters can determine the future, can determine the level of success, and can determine the actual survival of our city. How do we do that? Through our vote. We must demand that the Charter Review Commission put issues on the ballot this November so that all of us can vote. In my opinion, here are some of the most important issues we as voters should be voting on this November. Number one, to rescind the income tax. Number two, to reduce the size of City Council from seven to five. Number three, to create Council wards. Number four, to have term limits for each Council seat. Number five, to add a plain language description of

the affect of any ordinance or resolution when only the title is read. Members of the Charter Review Commission, possibly prompted by the City Council person who appointed them, are resistant to give the voters a chance to vote on issues. Apparently the powers that be are resistant to change. At our last meeting we didn't accomplish as much work on the Charter as I had hoped, so we can use your help. We the voters should determine whether or not we want change, but we won't have the chance if it's not on the ballot. This is a call to action folks. The city is still in financial danger. American Greetings, the largest contributor to our tax base, has agreed to stay in Ohio, but not to stay in Brooklyn. The majority of Council, when Patton was Mayor, pushed for the tax increase, and where did it get us? It is the tax increase that started all this. And don't forget, the future of many of our other businesses in this city is now at stake, like Key Bank and others. We, as voters, have the right to determine whether or not we want to rescind the tax. I firmly believe that we have a moral obligation to put this issue on the November ballot, along with all the other issues I mentioned, and perhaps many more. We should not be afraid to put these issues on the ballot. We should trust ourselves to do the right thing for this city. We all love this city. Let us together determine the future of our city. Let us together make significant, meaningful changes that will make our city stronger financially, that will make our city a more desirable place for businesses to stay. And not only stay, but attract new businesses to come here. And that will make our city a better place to live and raise our children. This is my heartfelt cry to save our Brooklyn. We can only save our Brooklyn by becoming vocal and demanding that issues be placed on the November ballot. That is our right as voters. I am here to help. Will you help us? Will you help me? Let's not just sit back and wish that things could get better in Brooklyn. Let's not just wish that American Greetings would stay in Brooklyn. And let's not just wish and only hope that other businesses would stop leaving. Let's take action now. Step one is to demand that the tax, the size of Council, and Council wards be put on the November ballot. Your comments and suggestions are important in this process. As always, you can reach me at 216-941-7562 or at my e-mail address of [maryleebowen@earthlink.net](mailto:maryleebowen@earthlink.net), or contact City Council. Thank you."

**Bill Anderson:** "My name's Bill Anderson, and I live at 4338 Rodoan Road. I wasn't going to get up here tonight, but after some of the other comments I felt I should. First of all, and I agree with some of the stuff that was said here tonight, and some I don't. But one of the things I want to know, and I brought this up before, and I think it's obviously it's important to repeat it, because it's being brought up again. I hear about what's going to be brought up on the election what we should have for the vote. The last time we had a vote for our cause here on, like I said before, about 480 being changed there at Biddulph, we had an election, we were all told it was going to be on the ballot and we were going to be able to vote on it, but the bottom line, again, and I heard an excuse but it didn't wash with me, we had an election but we were told just a few days before the election it didn't matter. The city and the Council had already decided the vote didn't matter, and our vote didn't count. Are we going to be guaranteed that our vote's going to count if we're having elections on these things? Thank you."

President Pucci: "Does anyone else have anything to say for the good and welfare of the City of Brooklyn? Okay, we'll move forward to reports of committees, commissions and boards, and we'll begin with the Finance Committee, which is chaired by Mr. DeMarco."

Councilman DeMarco: "Thank you Mrs. Pucci. We had several ordinances that we reviewed in our meeting tonight, starting with Ordinance 2011-10. The Finance Committee recommended that be put on second reading tonight. And this ordinance establishes Parma Heights community partner rates at the John M. Coyne Recreation Center and Natatorium. Ordinance 2011-11, this is also recommended to be put on second reading, which is our annual appropriations ordinance. The next ordinance is 2011-15. This ordinance was recommended by the Finance Committee for approval this evening, and establishes the registration fees for the baseball program within the Brooklyn Recreation Department. Ordinance 2011-16, which establishes the Federal Drug Forfeiture Fund. This was recommended by the Finance Committee to be adopted by Council this evening. Ordinance 2011-17, which provides for the issuance and sale of \$1,676,000 in notes. That was also recommended to be placed on first reading this evening. That does reduce our outstanding notes by \$139,000 this year, which is a good thing. And finally, Ordinance 2011-18. This was recommended by the Finance Committee to be approved this evening, and authorizes the Mayor to enter into a service agreement renewal with Bailey Communications. The cost is the same in 2011 that it will be in 2010. And that's all we have this evening, thank you."

President Pucci: "Thank you. Next is Public Works, and that committee is chaired by Mr. Magrey, who's not here this evening. I'm also on Public Works, so I will give a report. The Public Works Committee met last

Monday evening, March 7<sup>th</sup> to discuss our streets program for 2011, and our upcoming major roadway projects. Participating, in addition to Council, was the Mayor and Finance Director, our city engineer Mr. Courtney, and our Acting Service Director Mr. Verba. Mr. Courtney distributed the most current analysis of our streets, which are rated from two to nine as to their condition. Within the next couple of weeks he will be doing a personal inspection of each street and reporting back to us. Our proposed budget for street repair is \$525,000. We hope to be able to do five or six streets. We will have a better idea once Mr. Courtney reports back to us. We had a discussion of the major projects we have for the next few years as follows: Tiedeman Road repair and resurfacing from Memphis Avenue to Brookpark Road, excluding the I-480 bridge, which is under the jurisdiction of ODOT. The total project is \$2.6 million, with our share currently estimated at \$289,150. This job is bid by the county. The first bids were thrown out, and the job was re-advertised for bid. We expect the project to begin this spring. We are waiting for a timeline from the county. Ridge Road reconstruction, which was originally scheduled for 2012, has been pushed back to the spring of 2013. This will be a complete re-construction with some widening to comply with federal requirements. The current estimate is \$12.8 million, with our share estimated as \$1.6 million. We expect this project to be completed over two construction seasons. Memphis Avenue repair and resurfacing is on the tip list for 2014. This will be from Ridge Road to the city line where we border Linndale. The current estimate is \$3.6 million, with our share estimated at \$935,000. Memphis Industrial Parkway. There is a pre-construction meeting tomorrow, March 15<sup>th</sup>. We expect an early April start. And the contractor will have 200 days to complete this project. Once this project is completed, the city will accept this as a dedicated public street. We had a brief discussion on our sanitary and storm sewer issues, and where we stand on our Phase 2 compliance. Next we'll move onto Public Safety and Environmental, which is chaired by Mr. DeMarco."

Councilman DeMarco: "Thank you. There has been no meeting, and I have no report. Mr. Adamski, to your questions, Miss Gallagher brought up at the last meeting trying to coordinator a Public Safety meeting; I will get with the Chief and possibly Lieutenant to make that happen, and when we do have the meeting date it'll be announced to the public, and all are welcome to attend. Specifically, I think we want to talk about some of the items that were contained in the Police Chief's 2010 annual report as it relates to different crime rates in the City of Brooklyn, as compared to prior years. So I believe that's what we'll be covering. And that concludes my report."

President Pucci: "Thank you. Next is the Planning Commission, our representative is Mr. Patta."

Councilman Patta: "Thank you, good evening. The Planning Commission's last meeting was on March 3<sup>rd</sup> at 6:00. We heard a request for re-approval of two-phase parking lot expansion to expand or reconfigure the parking lot located at 8700 Brookpark Road. The request was granted. Additionally, the Planning Commission several months back granted Wal-Mart permission to expand their current location by approximately 36,000 feet, I believe I believe it was. The adjoining property owner, Betco, which is where the Sam's Club is located, filed an appeal of that decision with the Court of Common Pleas. Mr. Claussen advised us this week that the Court upheld the Planning Commission decision, and he will keep us apprised if there's any further matters involved in this, as far as if there's an appeal. That concludes my report."

President Pucci: "Thank you. The Zoning Board of Appeals, Mr. Ockington."

Comm. Ockington: "Thank you Mrs. Pucci. March 24, 2011 Board of Zoning Appeals meeting was cancelled due to lack of applications. The next scheduled meeting of the Board of Zoning Appeals is scheduled for April 21, 2011 in Brooklyn Mayor's Court. That concludes my report."

President Pucci: "Thank you. Next is Recreation Board, Mr. Tanski."

Councilman Tanski: "Thank you Mrs. Pucci. I got numerous calls on the shutdown of the whirlpool at the Rec Center. I have a question for Maria McGinty on the repairs and the status of the whirlpool, and is it now currently up and running?"

Asst. Mgr. McGinty: "It has been fixed. Until tonight we were chemically treating it and heating it today, so tomorrow it should be ready to go."

Councilman Tanski: "Okay, thank you."

Asst. Mgr. McGinty: "You're welcome."

Councilman Tanski: "Also I also had a question on the, I was informed that it's possible a pump had to be put in and it would shut it down again for a short period of time. Do you have any info on that, and how long would it be shut down and when?"

Asst. Mgr. McGinty: "I believe that went in at the same time as the boiler."

Councilman Tanski: "Oh, so that won't be another shutdown."

Asst. Mgr. McGinty: "I believe not. I am not positive, but I believe all that went in together. They tried to coordinator it so it all went in together."

Councilman Tanski: "Okay. I appreciate that, thank you."

Asst. Mgr. McGinty: "No problem."

Councilman Tanski: "Next Recreation Board meeting is scheduled for Monday, March 21<sup>st</sup> at 6:30 in the Mayor's Court room. And that concludes my report."

President Pucci: "Thank you. Next is School Board liaison, Mr. Murphy."

Councilman Murphy: "Thank you. Next School Board meeting is tomorrow night. You should attend. They're going to have the bond issue on the ballot in August. The Board of Education would like you to attend information sessions. The first one is the 19<sup>th</sup>, I believe, and I believe the Mayor is going to one of them, is it the 21<sup>st</sup> Mayor?"

Mayor Albier: "19<sup>th</sup>."

Councilman Murphy: "There's a second one too, the 22<sup>nd</sup>. So if you have a chance, get up and listen to what they have to say, why they need the money, as opposed to me repeating something. That's all I have."

President Pucci: "Thank you. Next we'll move on to... Oh, reports of Council. And this evening we start with Mrs. Gallagher."

Councilwoman Gallagher: "I had no report, for my legislative..."

President Pucci: "Oh, I'm sorry. Alright, thank you."

***Councilwoman Colleen Gallagher:*** "Thank you. Good evening. Last week CEO Zev Weiss announced he will keep its corporate headquarters in northeast Ohio. This is great news for both American Greetings and the State of Ohio. Brooklyn is one of the five cities American Greetings is considering. We are the only city that has extended a written proposal. But there is no guarantee that American Greetings will keep the City of Brooklyn their home. As Councilman DeMarco previously mentioned, we should be planning for the worst scenario. In the next two weeks we will be meeting with department heads to discuss their budget. I would just suggest that each director come up with plans on cutting their budget by 30%. I also would like a written proposal from our Finance Director Dennis Kennedy, or suggestions, on the cuts that we would have to make if American Greetings decides to leave.

And I'd like to thank everyone who came up to the podium and commented. Mrs. Paulitzky, I did not support the municipal income tax. I think I was the only Councilperson that felt that it would impact our businesses; so that's where I stood on that. So if you'd like to talk to me after the meeting I'll be here.

My thoughts and prayers are with Sgt. Greg Cahlik. Greg became ill a few weeks ago and had emergency surgery. The Police Department will be holding a benefit for Greg and his family as they try to get through these difficult months ahead.



And thank you to Mr. Verba for sending Council the information in regards to the automated trash pickup. In Cuyahoga County 11 communities have shifted to entirely mechanical trash pickup, with Cleveland shifting over in the next few years. Four Cuyahoga communities have automated pickup for recyclables only. This is the wave of the future, and Brooklyn needs to put a plan in place. Hopefully in the next two weeks we can hold a Public Works Safety meeting to implement a plan. And Mr. Verba, if you have time, would you be able to research how many communities still pick up trash with three men assigned to a packer? I appreciate that.

And lastly, if anyone is interested, you can join State Senator Nina Turner of the 25<sup>th</sup> Senate District for a rally and town hall meeting opposing Senate Bill 5, which will be held at Mr. G's Lounge at 593 Broadway Avenue, Bedford, Ohio on Sunday, March 20<sup>th</sup> from 3-5 p.m. And that concludes my report."

President Pucci: "Thank you. And Mr. Magrey is absent this evening, so next is Mr. Tanski."

**Councilman Kevin Tanski:** "Thank you Mrs. Pucci. Just want to congratulate Mr. Verba on his promotion to Service Director. I finally get to see him here at the Council meetings. So congratulations. Issue on the tax levy, it's been going on for quite some time back and forth on whether it should have been passed or shouldn't have been passed. I was not on Council at the time of the tax levy issue, but I was very much against it. Common sense will tell you, if you raise taxes in a bad economy, with companies laying off, it spells disaster. Businesses will look elsewhere to find out lower taxes, then factor in a possible and better and more attractive area. Some people say the tax increase was not the reason American Greetings is looking elsewhere. I will always say, if you give the businesses the hammer to hit you over the head with, meaning the tax increase, they will use it against you in every direction, whether you believe it don't believe it. So that's my concern with that tax increase. And I'm glad other companies are hopefully getting stable, as far as income coming in and layoffs being reduced, and starting to, the economy starting, hopefully, recovering. But tax increases, if you look across the cities of people that have raised them, Parma Hts. now up to 3%, they are losing a lot of their business out there. I'm very much against it. I was against it before. And anybody out there that would like to talk to me after about it, I would really appreciate it. Thank you. And that concludes my report."

President Pucci: "Thank you. Mr. Murphy."

**Councilman Tom Murphy:** "Thank you. Senate Bill 5 is through the Senate and it's now in the House. I certainly hope that the House slows it down and actually votes against it. We want, or I want, collective bargaining. I believe in it. They now have a new Bill starting up, I believe it's Senate Bill 111, they want to get rid of prevailing wage. And what that means is, that everybody gets a living wage. And they're starting that going right now. People, we're just at the start of this. Pay attention."

Miss Paulitzky, I may be in the minority, but I believe American Greetings is going to stay. I know I hope I do, and as probably everybody up here does; but I believe they're going to stay. I too applaud Governor Kasich's move, and his efforts. AG's decision is always, was always going to be a week away, or two weeks away, or three weeks away; so to put something forward like to take the tax away, it seemed duplicitous. You know, we didn't know what was going to happen. Council still doesn't know what's on, most Council, still don't know what's on the table. There's only two people up here that know. But again, I believe American Greetings is going to stay.

Mr. Pacek, I believe you should buy American also. Miss Bowen, on the Charter Review Commission, you know, I hope a lot of people join in and go to these meetings, and listen to the Charter. There will be some changes.

Mr. Anderson, your comment on the turnaround by Council on the diverging diamond, I think it was, is correct; however, Miss Bowen did prevail. She made sure it went on the ballot, and it did lose. So that issue is dead. It's not coming back up. The diverging diamond is gone. That's all I have."

President Pucci: "Thank you. Mr. DeMarco."

**Councilman Tony DeMarco:** "Thank you. I'd like to welcome Mr. Verba to his first Council meeting. And thank you for all the information you've been providing to Council in your short couple weeks, it's been very helpful. And some things we've been asking for for awhile, so I appreciate it.

You know, American Greetings, obviously is the talk of Brooklyn, and has been for some time. I was not on Council when the income tax increase was passed, and I don't really know what the financial situation was of the city at the time. But let's talk about a few facts that I think are important. In 2010, we had total withholdings in the City of Brooklyn for payroll taxes of \$13,569,755. If we were to reduce the tax back to the 2% rate, which it was prior to the last increase, which will be a decrease of 25%, the net cost to the City of Brooklyn would be almost \$3.4 million. I believe, since I've been on Council, that we've been very good stewards of the city's funds in the past two years. We've made tremendous cost cuts, and our employees have made tremendous sacrifices. I'm not sure where we would come up with an additional \$3.4 million in cost savings without severely affecting services across the city. My contention's been for some time now that our problem is a revenue problem, and is really the main reason why I'm an advocate for a full time economic development director, that with the appropriate financial incentives would drive badly needed additional sources of revenue to the City of Brooklyn. I absolutely want American Greetings to stay in the City of Brooklyn. I don't think there's anyone in the city that doesn't want them to stay. But as I said before, we only have so much financial capacity to make that happen, and unfortunately our competitors in the county have more financial flexibility than we do. So it's great to know that they're staying in Ohio; but let's just be clear on one thing. The payroll tax increase that was passed has no effect on American Greetings Corporation. This cost is born by their employees. So there's no cost to the corporation itself. The reality is, the space requirements for the company have changed dramatically in the last 50 years, since they moved to Brooklyn. The company is looking to construct a smaller, state of the art facility, that would handle their current staffing needs. They should build a facility here in Cleveland. We've been a great partner for them, and vice a versa. They have the land available to do it. The question is, do they want to stay here, and what incentives can we offer them to stay. We have pretty much put everything on the table to them, and are waiting for a response. But we cannot wait forever. We have to plan for the future of our city, and one of the things we have to plan, which is the potential that American Greetings is not here. It's not a fun thing to think about, but we do need to at least plan for the worst case scenario and then hope for the best. So again, I'd like to advocate for a full time economic development director, and I hope that the Mayor and the Finance Director know that the residents want them to stay, and that anything that we can do within the confines of what we're able to do, we should put on the table.

Finally, one, I think, kind of good note, if I could read it. This is a letter sent to me, and it's addressed the Mayor and members of City Council. Now this is from Jean Turrin at 4818 Elizabeth Lane. It says, 'In this world where we are bombarded with bad news and the reckless acts of certain individuals, I believe it is important to report acts of kindness and generosity by citizens of the City of Brooklyn. During this difficult winter my neighbors, Scott and Tricia Pavlus' family, cleared snow from my driveway on many occasions without compensation, and without even a thank you, since it took me some time to discover the name of the angels removing the snow. I want them and all of you to know how grateful I am and how wonderful it is to know I have such caring neighbors. I'm sure this is happening all over Brooklyn. How lucky are we to have such wonderful people in Brooklyn.' And that is all I have this evening. Thank you."

President Pucci: "Thank you. Mr. Patta."

**Councilman John Patta:** "Thank you. We've been asked to consider Resolution 2011-3 regarding Ohio Senate Bill 5. Senate Bill 5 is over 300 pages long, not including amendments. Much of Senate Bill 5 seems to be designed to protect local governments and school board from themselves. Senate Bill 5 seeks to prevent local governments and school boards from entering into contracts that are not in the best interest of local government or school board. But why Senate Bill 5, and why now? Over the years, many of our leaders of local governments and school boards have focused on re-election. They gave too much away to employees in order to create a family atmosphere and get re-elected. They have tried to operate their local governments and school boards like a family and not like a business. Whether we like it or not, government needs to run like a business. These contracts, which have not been friendly to local governments, have gotten out of control, and like a pendulum, can only go so far before it starts back the other way. Unfortunately, that is where we are now. Our past Governors and State Legislatures have known for years that Ohio would be facing a severe financial crisis. But past Governors, the State Legislatures have ignored the problem and swept it under the rug, all in efforts to get re-elected. Now the State of Ohio needs to deal with this problem.

The State of Ohio is making cuts, and those cuts will affect local government. The extent of those cuts will be known more fully tomorrow. The Bill is an attempt to give local governments and school boards some tools to help with their budgets. From a city and school board's perspective, this is a good Bill. It gives a city and school boards additional tools in dealing with their employees. As a member of Council, our duty is to look at what is in the best interest of the city itself, and the citizens and taxpayers, not just what is in the best interest of the employees of the city. In reviewing this Bill, as a father of school age children, and a husband of a school teacher, there are provisions of the Bill that I do not like. I would prefer to see certain provisions of the Bill exclude safety forces and school teachers. I believe that this Bill goes too far, and I am personally opposed to Senate Bill 5 in its current form. However, as I sit here, I'm sitting here as a Councilman. My duty is to act on what I believe is in the best interest of the city; and from a city's perspective I believe that this Bill is good for the City of Brooklyn. Anything that gives cities additional tools, in my mind, is a good thing. How the city chooses to use those tools is a separate issue. Whether there is a Senate Bill 5 or not, the city can and should continue to work with the unions on all the terms, all the items that are in their current collective bargaining agreement, including working conditions, safety equipment, and the overall wellbeing of the employees of the city. A recent poll which is referred to in the Resolution states that 61% of Americans oppose measures such as Senate Bill 5. However, in the same poll, 71% oppose increasing sales, income or other taxes; 53% oppose reducing pay or benefits to government workers; and 48% oppose reducing or eliminating government programs. Clearly there's no easy answer or easy solutions.

Miss Paulitzky, with regard to the income tax, I was publicly opposed to the income tax at the time it came out. This was before I was on Council, and I wrote at that time a letter to the Editor of the Sun Post opposing the increase of the income tax. I thought it was a mistake then, and I still think it was a mistake. If the tax rate is cut the city will certainly need to tighten its belt further, which is not necessarily a bad thing; but tough decisions and choices will have to be made. But we have seen the effect of the tax increase, possibly costing us our largest employer in the city. And we do not know if this tax increase has had the same type of similar effect on any other businesses in our city. That concludes my report."

**President Kathy Pucci:** "Thank you. I have a brief report from our work session on the permanent budget that we conducted last Monday evening, March 7<sup>th</sup>. Mr. Verba was in attendance, and we discussed the Capital Improvement requests for the Service Department, general operations, and staffing in the Service Department. And Mr. Verba, I too would like to thank you for all the information you've been providing us. As, I think Mr. DeMarco mentioned, some of this we've been waiting for for awhile. So we appreciate you jumping in and helping us with this. Mr. Kennedy then distributed information on the 2011 permanent budget, and we had a general discussion on the details and assumptions. We will have another work session on the permanent budget. Right now we're tentatively set for Monday, March 21<sup>st</sup> at 6 p.m. We will continue our discussion on the budget, and also discuss operations in the Police, Fire and Recreation Departments. Mr. Kennedy, thank you very much for all the detail you've been providing us with, it's been very helpful.

Last Monday I attended the pre-audit conference that was conducted by our Auditors. We are ahead of schedule, and we will have the audit completed before the end of June. We received the results of the 2010 Census, and according to the Census we decreased in our population by 417 people over the last 10 years. We were at 11,586 and are now listed at 11,169 people. This represents a loss of 3.6%, which is either in line or a little bit better than similar suburbs.

Regarding the Resolution opposing Senate Bill 5, I am opposed to Senate Bill 5 how it's worded. I think it's overreaching in its efforts to tip the scales against workers. I recognize that because of economic conditions, public entities do need to trim their budgets. And that's exactly what we did right here in Brooklyn. When we found ourselves in the situation, we had four out of our five unions agree to concessions. We are currently in negotiations with our firefighters union. One of the concessions was to permanently remove the healthcare from the collective bargaining agreements. We established a healthcare committee, led by Mr. Kennedy, and we were able to come together with our employees, including the firefighters who were not in negotiations at the time, to reach an agreement on cost containment, and an agreement that any future increases in healthcare will be addressed by this committee, to determine how the increases will be addressed, so the cost to the city does not increase. This is an example of employees understanding that when times are bad they must work with the city for fiscal stability in the future. I am precluded from being able to vote on this Resolution. I do belong to a union; and because there is a potential that Senate Bill 5 could have an impact, I have to abstain on this legislation.



I want to compliment the Brooklyn High School Drama Club on their production of Little Shop of Horrors this past weekend. They did a phenomenal job. It was a wonderful show. And to everyone who was involved, from the cast, the crew, the orchestra pit, the teachers, set designers and builders, and all the parent volunteers, congratulations on a job well done.

And Mr. Claussen, could you come up with a draft of an ordinance to modify the sick time conversion for non-union employees? We told our unions that we could not afford to continue with the 50% rate, and four out of five of our unions have agreed to this. And I know that we're in negotiations with the firefighters right now, and the assumption would be that we're asking the same from them. I do recognize that we may have some people who are getting ready to retire, and I have no problem, you know, just starting a discussion on this to see what the options are. But if you could draft something as a starting point, I would appreciate it.

Mrs. Gallagher already mentioned about the automated garbage system. I just want to make a brief comment. This came up at our public work session, because one of the items proposed in our budget was for us to buy a used packer so that we could have a backup. When we're not composting we've got a backup, but when we are doing the composting we don't have a backup if there's a breakdown. And this generated a discussion that, I think there's a good majority on Council that is in favor of, you know, making a decision on how we're going to do things in the future. I don't believe our current system is sustainable. I think both from levels of personnel, plus the injuries that occur when our Service Department workers are, day after day, lifting heavy garbage cans; and so we will have a meeting in the future. This was something we looked at a couple years ago. There was not support from the previous administration. I do believe we're all on the same page now. So hopefully this is a decision that we will be able to make that in the future we're going to move forward with a new way of doing things. And that completes my report. Next is the Mayor's report. Mayor Balbier."

**Mayor Rich Balbier:** "Thank you Mrs. Pucci. Mr. Adamski, when he was up talking, asked about the reverse 911. I'm in favor of that, and I instructed Mr. Verba to look into it. So hopefully we'll be able to do it. And the way that would work, especially from the Service Department, like if they're a day behind in their rubbish or something, they can reverse the 911 call, and they could go to your house telling you your rubbish is going to be picked up the next day. Or when they're going to plow driveways or something. So it does have a lot of good to it. So Mr. Verba's looking into it, and hopefully we'll be able to do it.

It's been mentioned before, but Tiedeman Road will start this spring. And they'll always maintain the two-way traffic. It'll be done in two sections. Section one will be from Memphis to 480, and section two will be from 480 to Brookpark. And anyone living on Tiedeman Road will be notified by the construction company one week before they're supposed to work in front of their house. And when it directly affects their driveway, they will personally come up and tell you about it. So hopefully that'll take care of that.

On April 13<sup>th</sup> in Columbus, at the Ohio Gold Star Awards, one of our dispatchers, Jacqueline Ans, will be honored. She was nominated by Chief Joe Zemek and Police Chief Mark Tenaglia. One of the duties of our dispatchers, in the morning, we have an Are U Okay? Program. Seniors sign up for this, and a dispatcher calls in in the morning to make sure they're okay. If they don't answer the phone right away they call back like five minutes later to see if they're okay. Well she called this one lady on the phone and she didn't answer. Well the dispatchers, they get used to doing this every day, and they know who picks it up on the first ring, and who doesn't. And right away she suspected something was wrong. So she immediately called the woman's daughter and got her on the phone, and the daughter happened to be a Cleveland policewoman, and she told her I'm sending the Fire Department and the Police Department to your mother's house, because something doesn't seem right, she didn't answer the phone. So she kept the daughter on the phone, and she called the police and fire. They went to the house, and when they looked in the window they saw the woman slumped over the kitchen table. So they broke into the house, and here the woman was in insulin shock, and they were able to stabilize her and transport her to Parma Hospital. But all during this was going on, the dispatcher kept the daughter on the phone, and explained everything that was going on. And the daughter was so appreciative she sent a beautiful letter to the city. And then the Police Chief and Fire Chief recommended Ans, and they sent her down to Columbus, and she's going to be given an award on April 13<sup>th</sup>. So we're proud of our dispatchers.

And like everyone's been mentioning about American Greeting, they did announce they're going to stay in northern Ohio, but they haven't decided where yet. And if you read the article in Saturday, I believe it was,

in the Plain Dealer, Mr. FitzGerald, the County Executive, was 100% in favor of them staying in Brooklyn. And I've had talks with Mr. FitzGerald, and we've been on the same page. He says it doesn't do any good for them to move from one city in Cuyahoga County to another city. We make one city happy, and the other one's mad. So he said they're going to, he wants them to stay in Brooklyn, and they're not going to get any financial help from the county if they move to another city within Cuyahoga County. So I'd like to thank Mr. FitzGerald for that. He's 100% behind Brooklyn.

I also had a meeting this week with a representative of the State Treasure, Josh Mendel, and he wanted me to tell the residents they have a program from the Treasurer's Office through the state. It's if you're doing winterization improvements to your house, or you're installing energy efficient products in your home. They have, the homeowners can receive a 3% interest rate reduction. So if you're fixing up your house with insulation, or you're buying some energy efficient products, and you have to take out a loan, with this program there's a 3% difference with these banks. So let's say the bank's charging you 6%, if you join this program you could get the loan for 3%. They also have the same thing going for small businesses, and they can save up to \$24,000 over two years. He also said, if people have any kind of problem that deals with the state, to call him, and they won't just give you a phone number, they'll help you out with your problem. So here's the number to call if you're interested in any of this. The number is 614-466-6546. So that's for the 3% reduction in a loan.

Also, it was mentioned about the Census count by Mrs. Pucci. And we went down 3.6%. Around us, of course Cleveland went way down, the county as a whole went down 8.2%, and our neighbors, Parma and Parma Hts., they went down over 4%. So we're a little bit better. But this county keeps losing people. The thing that amazes me, I remember when I was a kid growing up, Cleveland had 900,000 people; now they have less than 400,000. It's a half a million people less living in the City of Cleveland. That's unbelievable.

We also had coffee with the Mayor at the Senior Center. I took my directors over there, and there were about 40 or 50 seniors, and they got to ask us all kinds of questions, and we answered them. And it went off very well, so hopefully we'll have another one in a few months.

And I also went to that play, the Shop of Horrors, at the school. It was really good. I can't believe these kids get up there and sing for two hours like that. So they're to be commended. It was very good. I've got a month report from the Senior Center. Their social programs and receipts, they brought in \$3,346.50; in charges and donations for services they took in \$1945.10; so for the month of February the Senior Center took in a total of \$5,291.

I had an interesting meeting this afternoon with the Water Department. They have quarterly meetings for the suburbs to meet with the Water Department, and they tell us basically what's going on with the Water Department. And they were explaining about that automation, like I explained a few months ago how they're going to go to automation. A plumber will come to your house and set up the program, and then it just gives out a signal, and they will have no more meter readers coming to the house. But anyways, when the meeting's over with you get to ask questions. And this is where it got very interesting. I'd say 99% of the questions asked by the Mayors had to do with billing. And there was some real horror stories. Mr. Starr, Gary Starr, the Mayor of Middleburg Hts., he got up and he read a letter from one of his residents. And the resident said all these years his water bills were about \$130; then he got a bill for \$300. So he called the Water Department and they said that they would look into it and take care of it. So he waited. The next water bill was \$600. He called them back again, they assured him they would look into the problem and take care of it. He waited for his next water bill, the next water bill was \$1800. So he set up a meeting down at the Water Department with their board there, they have three people that hear. They sent an expert out to check out his house. They lived in a condo, so they didn't have any swimming pool that would be filled up, they didn't water any grass. So they said they couldn't find any leaks, so they determined it was a faulty meter. So they replaced it with a new meter. So the Water Department said they would be notified in writing in 14 days that this has been taken care of. Mr. Starr said they never got anything back in writing, and their next will was \$2700. So this was just the beginning. Another Mayor got up from Lyndhurst and says one of their residents got a bill of \$6800. And this went on and on. And I happened to be sitting next to the representatives from Solon, and he leaned over and told me, he says they don't compare to anything we had in Solon. I said, I'm going to talk about this at my Council meeting. He said go right ahead. They had a man that lived alone in Solon, his water bill was \$28,000. So when we presented, when we talked to the people from the Water Department, they kept saying, we're aware of all of this, and all this is going to change

when this automation goes into effect. But the point was, the Mayors were telling, the Mayor of a city shouldn't have to call the Water Department for this kind of a problem. Doesn't a red flag go up when somebody has a \$28,000 water bill? So they said they're aware of it and they're working on it. That was their answer. But it was really interesting. Almost every Mayor had the problem.

And just before we started this meeting, I had a message on my machine, a woman called me up and said she wanted me to know that there's coyotes in Brooklyn. She saw one last night in their front yard. Well, there's coyotes in every county in the State of Ohio, and they've been in Brooklyn for a few years. But the point of it is, if you let your little dog or something out in the middle of the night and you don't watch him, a coyote could very well get it. And we've had reports of coyotes also in Brooklyn up to two years ago.

And about this with the half a percent raise of the income tax. I mean, if it was simple enough to take it back and American Greeting would stay, we would have done this a long time ago. It isn't that easy. And like Mr. DeMarco said, if you take back that  $\frac{1}{2}\%$  we would lose like \$3.4 million. So if we took that back and American Greetings still decided to leave, that would be like losing two American Greetings. I don't know how you could possibly replace \$6 million. So it's all in the formula, it's all in the mix, believe me. Everything that's been brought up is being discussed. And when this was decided, I didn't particularly like the idea, when the city voted on it, it was almost split down the middle. I mean, there was a few more people that voted for it than against it. But that's a bad sign when it's like that, it means half the city's for it and half's against it. But believe me, all this is being taken into consideration. And I hope American Greeting makes their decision. I talked to Mr. Weiss again last week. And I don't know when they're going to make their decision, but hopefully this decision by the state will help us. I hope. And that's all I have Mrs. Pucci."

President Pucci: "Thank you. And I forgot to comment on that, so I'll just briefly expand on what the Mayor said. That it is more complicated than the income tax. And American Greetings had even mentioned that in one of the news releases they had. But the legislation that was passed by the state does impact our situation, since it also provides for an expanded tax credit at the local level. So we are currently analyzing how this would impact our offer. And as far as the Mayor not being invited, I've heard this brought up a couple times, we were informed before this happened, and no local official from any of the communities were invited. But like the Mayor said, we have ongoing communication with them, and they did inform us prior to this news conference that they had. Next we'll move on to directors' reports, and we will begin with Mr. Verba."

Acting Dir. Verba: "Thanks Mrs. Pucci. Just to let the residents know, we'll be starting our compost program on Monday, April 4<sup>th</sup>, that's with weather permitting. This year we will not be accepting any plastic bags. The grass must be placed in a brown compost bag or a garbage can. We are currently working on a policy to let the residents come up and get the compost from last year. When we actually iron everything out, we'll let the residents know. If your treelawn was damaged by one of our plows, please give the Service Garage a call at 635-4232. Give them your address, and when the weather breaks we'll be out to repair the damage. And that's all I have."

President Pucci: "Thank you. Next is the Building Department, Mr. Ockington."

Comm. Ockington: "Thank you Mrs. Pucci. The Tiedeman Road gas main replacement from Memphis Avenue to Biddulph Road is scheduled to be completed within the next two weeks, and the restoration of sidewalks, driveway aprons and lawn areas is scheduled to be completed by April 15<sup>th</sup>, weather permitting. Partial replacement of the gas main from the south driveway of Key Bank to Brookpark Road will start next week, and should be completed by the end of March. That concludes my report."

President Pucci: "Thank you. Police Department, Chief Tenaglia."

Chief Tenaglia: "In reference to what Mrs. Gallagher said earlier about Sgt. Cahlik, the fundraiser is still in the works, when we get a permanent date and venue for it we'll let everybody know about it. And then in about two and a half weeks the residents should be happy, April 1<sup>st</sup> will be around, and they'll be able to park their vehicles back out on the streets."

President Pucci: "And Chief, if you'll make sure that all Council's notified of the benefit I'd appreciate that. Fire Department, Chief Zemek."

Chief Zemek: "Thank you Mrs. Pucci. Just one quick announcement. We are in the process of re-establishing the Community Emergency Response Team. We will have a preliminary meeting on April 9<sup>th</sup>, a Saturday, at 2 p.m. at the Fire Station community room. Just to advise those interested parties as their responsibilities and see if they still want to continue and become a member, and then I'll be talking with the Law Director and other folks as far as what needs to be done, and what had been done in the past. So, but again, April 9<sup>th</sup> at 2 p.m., just a preliminary meeting on any interested party. Thank you, that's all I have."

President Pucci: "Thank you. Recreation Department, Mrs. McGinty."

Asst. Mgr. McGinty: "Good evening. Baseball registration will start this Saturday, March 19<sup>th</sup>, and it will be held from 10 a.m. to noon. We also will be having one on Wednesday, March 23<sup>rd</sup> from 6-8 p.m.; and the last registration will be Saturday, March 26<sup>th</sup> from 10 a.m. to noon. Resident rates will be \$35; school rate, which is children that attend school in Brooklyn, is \$45; and non-residents are \$55. If you need any more information you can contact us at 216-351-5334, or you can e-mail us at [brooklynbaseball@yahoo.com](mailto:brooklynbaseball@yahoo.com). That's it."

President Pucci: "And Mrs. McGinty, will you just give a brief explanation, for the pre-school t-ball program, just our residents are aware of that?"

Asst. Mgr. McGinty: "Okay, I didn't want to do that until you passed it."

President Pucci: "I know. We have an ordinance on our agenda this evening that's going to be passing; but since it's, this is a good opportunity to get that information out there. So thank you."

Asst. Mgr. McGinty: "Okay. We are going to start a t-ball program for three and four year olds. It used to be run by the PTA, and it still will be sponsored by the PTA, they are going to donate t-shirts. The cost will be \$30, which the program, that's what it cost before. We want to try to keep it as equal as them. But they wanted us to take over the program, which it took about 120 students. So we would like to bring it into our program so it would, you know, go up to the rest of our baseball program, which we thought it would be a good opportunity to take that on. So that will be passed tonight hopefully."

President Pucci: "Thank you. Finance Director, Mr. Kennedy."

Dir. Kennedy: "No report this evening."

President Pucci: "Thank you. Law Director, Mr. Claussen."

Dir. Claussen: "Other than what Mr. Patta announced with regard to Betco and Wal-Mart, and the Court of Common Pleas upholding the Planning Commission's decision, I have no report."

President Pucci: "Thank you. Next we'll have public participation for items that are on our agenda this evening. And there is a three minute time limit."

Bill Anderson: "I hope this is appropriate. Again, my name is Bill Anderson and I live at 4338 Rodoan. I just want to clarify that. I was not saying anything that the lady didn't do or did what she said she was going to do, Mr. Murphy. All I was getting at..."

President Pucci: "Excuse me, Mr. Anderson, this is for legislation items that are on our agenda this evening."

Mr. Anderson: "Okay, that's what I'm asking. Okay."

President Pucci: "Thank you."

Mr. Anderson: "Okay, I apologize."

President Pucci: "That's okay. Thank you. Does anyone have anything they'd like to comment on regarding our legislation this evening? Okay, we'll move forward. **RESOLUTION 2011-3.** Objecting to Senate Bill 5

which would eliminate collective bargaining for state employees and reform collective bargaining rules for local government employees."

Councilwoman Gallagher: "Mrs. Pucci, may I be recognized?"

President Pucci: "Yes, Mrs. Gallagher."

Councilwoman Gallagher: "I'd like to put this on first reading tonight. The only reason, I have a lot of questions for our Law Director. I oppose Senate Bill 5, but as a legislature I have some concerns in the body of this Bill, so I haven't had time to ask him the question. So I'd like to put this on first reading if that would be okay."

President Pucci: "Does anyone have any objection? Okay, then we need a motion to put on first reading."

Councilwoman Gallagher: "Move to put on first reading."

Councilman DeMarco: "Second."

Clerk Banish: "For first reading, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "No."  
Councilwoman Pucci: "Abstain."  
Councilman DeMarco: "Yes."

President Pucci: "**ORDINANCE 2011-10**, which is up for second reading this evening. Establishing Parma Heights Community Partner Rates at the John M. Coyne Recreation Center. We first have several amendments. And I will read them, and then we'll vote on the amendments first. We corrected the Parma Hts. Senior Couple and changed the amount to \$235. We eliminated the word 'resident' from each section there where it talked about Parma Hts. We added a new Section 11. We put a header for facility Code of Conduct, so that the Code of Conduct now would apply to the whole facility, not just the Natatorium. And we also added that repeat offenders will have their privileges permanently revoked, we added, without a refund. And I think those were all the changes. So we need a motion to amend first."

Councilman Patta: "Motion to amend."

Councilwoman Gallagher: "Second."

Clerk Banish: "To amend, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."

President Pucci: "Okay, now we need a motion for second reading."

Councilman Patta: "Motion to put on second reading."

Councilman DeMarco: "Second."

Clerk Banish: "For second reading, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."



President Pucci: "**ORDINANCE 2011-11**, which is up for second reading this evening. Annual Appropriations Ordinance. To make appropriations for the current and other expenditures of the City of Brooklyn, State of Ohio, for the period of January 1, 2011 to December 31, 2011."

Councilwoman Gallagher: "Move to put on second reading."

Councilman DeMarco: "Put on second reading. Second."

Clerk Banish: "For second reading, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."

President Pucci: "**ORDINANCE 2011-15**, which we will be passing by emergency measure this evening, because baseball registration begins this week, and this is the ordinance where we're going to incorporate the three and four year olds into our baseball program. Amending Section 1 of Ordinance 2010-10, Establishing a registration fee for the baseball program within the Brooklyn Recreation Department."

Councilwoman Gallagher: "Introduced by all, suspend the rules."

Councilman Tanski: "Second."

Clerk Banish: "To suspend the rules, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."

Clerk Banish: "To adopt, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."

President Pucci: "**ORDINANCE 2011-16**, which we will be passing by emergency measure this evening, so that we can get the special fund approved by the Auditor. Establishing the Federal Drug Forfeiture Fund."

Councilwoman Gallagher: "Introduced by all, suspend the rules."

Councilman DeMarco: "Second."

Clerk Banish: "To suspend the rules, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."

Clerk Banish: "To adopt, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."

President Pucci: "**ORDINANCE 2011-17**, which is up for first reading this evening. An Ordinance providing for the issuance and sale of \$1,676,000 in notes in anticipation of the issuance of bonds to pay costs of 1, acquiring property known as Marquardt Park to be used for recreational purposes; 2, reconstructing Biddulph Road in cooperation with the Ohio Department of Transportation between Tiedeman Road and Ridge Road; 3, acquiring and equipping a technical rescue vehicle; 4, acquiring motor vehicles for operation of the city's Police Department; 5, acquiring and installing communication equipment for the city's Police Department; 6, resurfacing of certain city streets to be approved by City Council, together with all work incidental thereto; and 7, acquiring road servicing vehicles, and declaring an emergency. This is our annual refinancing of our notes, and I believe Mr. DeMarco mentioned that this year we are paying down \$139,000 of it. And I am required just to state that we did receive the Fiscal Officer's Certificate, which has been signed by our Finance Director Mr. Kennedy."

Councilwoman Gallagher: "Move to put on first reading."

Councilman DeMarco: "Second."

Clerk Banish: "For first reading, John Patta."

"Colleen Gallagher."

"Kevin Tanski."

"Tom Murphy."

"Kathy Pucci."

"Tony DeMarco."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

President Pucci: "**ORDINANCE 2011-18**, which we will be passing by emergency measure this evening, because this is a contract that expires the end of the month, and we'd like to get it in place. Authorizing the Mayor to enter into a service agreement renewal with Bailey Communications, Inc. to provide maintenance of network, software, support, and other related services for the City of Brooklyn. And the month cost is \$3,717.50; the annual cost is \$44,610. And this represents no increase from our current contract that we have with them. And we hear that everyone is very pleased with their performance."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Banish: "To suspend the rules, John Patta."

"Colleen Gallagher."

"Kevin Tanski."

"Tom Murphy."

"Kathy Pucci."

"Tony DeMarco."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Clerk Banish: "To adopt, John Patta."

"Colleen Gallagher."

"Kevin Tanski."

"Tom Murphy."

"Kathy Pucci."

"Tony DeMarco."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

President Pucci: "Does the Mayor or any other Councilmember have anything additional they'd like to say? Okay, if not, we need a motion to adjourn."

Councilwoman Gallagher: "I move we adjourn."

Councilman Tanski: "Motion to adjourn."

Councilman DeMarco: "Second."

MINUTES OF A REGULAR MEETING  
BROOKLYN CITY COUNCIL  
March 14, 2011

-16-

Clerk Banish: "To adjourn, John Patta."  
"Colleen Gallagher."  
"Kevin Tanski."  
"Tom Murphy."  
"Kathy Pucci."  
"Tony DeMarco."

Councilman Patta: "Yes."  
Councilwoman Gallagher: "Yes."  
Councilman Tanski: "Yes."  
Councilman Murphy: "Yes."  
Councilwoman Pucci: "Yes."  
Councilman DeMarco: "Yes."

Meeting adjourned.

---

Asst. Clerk of Council

---

President of Council